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VIA ELECTRONIC MAIL

Re: *State of Oklahoma vs. Tyson Food, Inc., et al.*; USDC Northern District of Oklahoma Case
No. 05-cv-00329-TCK-SAJ

Dear Ms. Bronson:

The Simmons privilege log provided to us on July 2, 2007, fails to comply with LCvR 26.4. Specifically, the log is deficient in the following respects:

1. It fails to contain a description of the general subject matter of each of the documents. Rather, the log merely states the type of the documents (*i.e.*, e-mails)

2. It fails to contain the date of each of the documents.

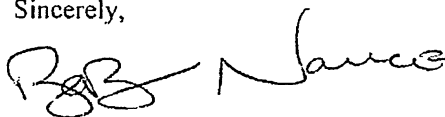
3. It fails to state whether the author and / or recipient of the documents is a lawyer. In fact, in a number of instances it does not appear that either the author or recipient is a lawyer, and we are therefore unable to determine the basis of the privilege claim.

4. It fails in many instances to list out all of the recipients of the document. The use of "et al." is not appropriate.

As this privilege log is presently drafted, neither the State nor the Court can assess the applicability of the privileges and protections claimed by Simmons. By what date will these deficiencies be corrected?

Additionally, inasmuch as Simmons is claiming a joint defense privilege to many of these documents, please provide us a copy of the joint defense agreement that provides the basis for the joint defense privilege claim.

Sincerely,



Robert A. Nance
FOR THE FIRM

TULSA • OKLAHOMA CITY • MUSKOGEE • DENVER

